

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

MARK MCCLESKEY, TRUSTEE AND INDIANA)	
STATE COUNCIL OF PLASTERERS AND CEMENT)	
MASONS HEALTH AND WELFARE AND PENSION)	
FUNDS,)	No. 1:11-cv-1466-TWP-TAB
Plaintiffs)	
)	
)	
HOFMANN CONSTRUCTION, INC., an Indiana)	
for-profit domestic corporation,)	
Defendant.)	

AGREED STIPULATION OF DISMISSAL WITH PREJUDICE

It is hereby stipulated by and among the parties, by counsel, that the above-captioned action be dismissed with prejudice. Each party will bear its own respective attorney's fees and costs without reimbursement.

ARNOLD AND KADJAN

By: s/ Donald D. Schwartz
Donald D. Schwartz
Attorney for Plaintiffs

HAWK, HAYNIE, KAMMEYER &
CHICKEDANTZ, LLP

By: s/Michael D. Hawk
Michael D. Hawk
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that this Agreed Stipulation of Dismissal With Prejudice was filed electronically on the 16th day of January 2012, and a copy of the foregoing will be sent to the following parties by operation of the Courts electronic filing system and by mail.

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